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Attorneys for Defendants  
WELLS FARGO BANK, N.A. AS TRUSTEE FOR OPTION ONE MORTGAGE LOAN TRUST  
2007-1, ASSET-BACKED CERTIFICATES, SERIES 2007-1 (erroneously sued as Wells Fargo  
Bank, N.A.) and HOMEWARD RESIDENTIAL, INC. (fka American Home Mortgage Servicing,  
Inc.)

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SCOT TOWNSEND, an individual; and SHELLY  
TOWNSEND, an individual

Plaintiffs,

v.

WELLS FARGO BANK, N.A., a business entity;  
AMERICAN HOME MORTGAGE SERVICING,  
INC., a business entity; and Does 1 through 100,  
inclusive

Defendants.

CASE NO. 3:12-cv-06150-JSW

**JOINT STIPULATION AND  
~~PROPOSED~~ ORDER  
CONTINUING HEARING DATE  
FOR MOTION TO DISMISS AND  
INITIAL CASE MANAGEMENT  
CONFERENCE**

Complaint Filed: July 13, 2012

1 Plaintiffs Scot Townsend and Shelly Townsend (collectively, "Plaintiffs") and defendants  
 2 Wells Fargo Bank, N.A., as Trustee for Option One Mortgage Loan Trust 2007-1, Asset-Backed  
 3 Certificates, Series 2007-1 and Homeward Residential, Inc. (collectively, "Defendants")  
 4 STIPULATE AND AGREE as follows:

5 WHEREAS, Plaintiffs filed a Complaint in this action on or about July 13, 2012;  
 6 WHEREAS, Defendants removed this action from the Alameda County Superior Court to the  
 7 United States District Court for the Northern District of California on or about December 4, 2012;  
 8 WHEREAS, Defendants filed a Motion to Dismiss Plaintiffs' Complaint which is currently  
 9 set for hearing on May 31, 2013;  
 10 WHEREAS, the Initial Case Management Conference in this matter is currently scheduled  
 11 for May 31, 2013;  
 12 WHEREAS, the parties have reached a settlement in this matter and anticipate that the  
 13 settlement documents will be finalized and executed in approximately 30 – 45 days;

14 **STIPULATION**

15 IT IS THEREFORE STIPULATED AND AGREED, by and between Plaintiffs and  
 16 Defendants, and subject to the approval of the Court, that:

17 The May 31, 2013, hearing date is vacated and the hearings on Defendants' Motion to  
 18 Dismiss and the Initial Case Management Conference are continued to July 26, 2013.

19 IT IS SO STIPULATED.

20  
 21 Dated: May 24, 2013

MELLEN LAW FIRM

22  
 23 By: /s/ Sarah Adelaars

Matthew D. Mellen

24 Sarah Adelaars

Attorneys for Plaintiffs

25 SCOT TOWNSEND and SHELLY TOWNSEND  
 26  
 27  
 28

Locke Lord LLP  
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Dated: May 24, 2013

LOCKE LORD LLP

By: /s/ Stephanie A. Chambers

Regina J. McClendon

Stephanie A. Chambers

Attorneys for Defendants

WELLS FARGO BANK, N.A. AS TRUSTEE

FOR OPTION ONE MORTGAGE LOAN

TRUST 2007-1, ASSET-BACKED

CERTIFICATES, SERIES 2007-1 and

HOMEWARD RESIDENTIAL, INC.

### CERTIFICATION

Pursuant to Local Rule 5-1(i)(3), the filing attorney attests that she has obtained concurrence regarding the filing of this document from the indicated signatories to the document.

Dated: May 24, 2013

By: /s/ Stephanie A. Chambers

Stephanie A. Chambers

### ~~[PROPOSED]~~ ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Dated: May 29, 2013

  
Hon. Jeffrey S. White

United States District Judge